

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA : AMENDED RESTITUTION ORDER
v. : S1 09 CR 085 (JSR)
MARC DREIER, :
Defendant. :

It is hereby ORDERED, pursuant to Title 18, United States Code, Section 3663, 3663A, and 3664, that MARC DREIER, the defendant, pay restitution in the total amount of \$388,624,929.95.

It is further ORDERED that:

1. Restitution shall first be paid to the victims listed in the schedule attached to this order.

2. If restitution is made in partial payments, the victims shall receive payments on a pro rata basis according to the amounts listed in the attached schedule.

3. If and when full restitution has been paid to the victims on the attached schedule, restitution for legal and investigative expenses shall then be paid to Eton Park Asset Management LLC in the amount of \$176,331.25 and to Fortress Investment Group LLC in the amount of \$397,589.50.

USDC SDNY
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Dated: New York, New York
August 18, 2009



HONORABLE JED S. RAKOFF
UNITED STATES DISTRICT JUDGE

Victim Name	Contact Name	Address1	Address2	Address3	City	State	Zip Code	Loss
Bayer, Alletta		8 Robertson Terrace			Mill Valley	California	94941	\$ 94,653.00
Concordia Advisors LLC/ Concordia Partners L.P.	Strauss, Audrey	Fried Frank Harris Shriver & Jacobson LLP	One New York Plaza		New York	New York	10004	\$ 22,297,222.33
Elliot Associates, L.P./ Elliot International L.P.	Naftalis, Gary	Kramer, Levin, Naftalis & Frankel LLP	1178 Avenue of the Americas		New York	New York	10036	\$ 99,850,000.00
Eton Park Asset Management LLC	Seymour, Karen	Sullivan & Cromwell LLP	125 Broad Street		New York	New York	10004	\$ 71,345,223.48
Fortress	Witzel, Steven	Freid Frank Harris Shriver & Jacobson LLP	One New York Plaza		New York	New York	10004	\$ 84,430,895.56
Lion Button	Rohde, Bridget	Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.	The Chrysler Center	666 Third Avenue	New York	New York	10017	\$ 1,650,000.00
Meyer Venture Partners, LP/Meyer & co. LLC	Abrahams, Robert	Schulte Roth & Zabel LLP	919 Third Avenue		New York	New York	10022	\$ 13,378,333.34
Novator	Sussman, Eric	Kay Scholer LLP	3 First National Plaza	70 West Madison Street, Suite 4100	Chicago	Illinois	60602	\$ 13,123,975.01
Paul Gardi	Carpenito, Craig	ALSTON & BIRD, LLP	90 PARK AVE		New York	New York	10016	\$ 6,349,093.00
Perella Weinberg Partners/ Xerion Capital Partners	Polks, Jonathan	Weil Gotshal & Manges LLP	757 Fifth Ave.		New York	New York	10153	\$ 35,752,159.04
Philip Marks		215 E. 68th Street, Apt. 11M			New York	New York	10065	\$ 807,394.00
The Unsecured Creditors of 360networks (USA) inc.	Kingham, Esq., T. Barry	Curtis, Mallet-Provost, Colt & Mosle LLP	101 Park Avenue		New York	New York	10178-0061	\$ 38,596,354.56
Counter-Tech Investigations Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 33,280.89
Nike, Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 243,124.32
Gino Green, Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 18,192.00
Nautica Rail USA, Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 1,774.84
GTFM, LLC	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 4,722.38
Nautica Apparel, Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 4,965.06

Victim Name	Contact Name	Address1	Address2	Address3	City	State	Zip Code	Loss
Tommy Hilfiger, U.S.A. Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 3,826.71
COOGI Partners LLC	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 47,650.00
Diesel, U.S.A. Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 4,331.90
adidas America, Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 6,258.33
Rock & Republic Enterprises, Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 4,999.14
Seven For All Mankind	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 1,080.31
I.C. Isaacs & Company, Inc.	Feinberg, Martin J.	Olshan Grundman	Park Avenue Tower	65 East 55th Street	New York	New York	10022	\$ 1,500.00